

4 (a) Suits and administrative proceedings

<b>Caption of Suit and Case Number</b>	<b>Nature of Proceeding</b>	<b>Court of Agency and Location</b>	<b>Status or Disposition</b>
<u>EEOC v. LA Weight Loss Centers, Inc.:</u> Civil Action No. S-02-CV-648 (Judge Quarles)	Class action suit brought by Baltimore, MD office of the EEOC, (Ronald L. Phillips, Trial Attorney, EEOC-Baltimore District Office, City Crescent Building, 3 <sup>rd</sup> Floor, 10 South Howard Street, Baltimore, MD. 21201) alleging discrimination against males based on gender. David E. Landau, Wolf Block, 1650 Arch Street, 22 <sup>nd</sup> Floor, Philadelphia, PA 19103 (Philadelphia) trial counsel; Bruce Harrison, Shawe Rosenthal (Baltimore), local counsel, 20 S. Charles Street, 11 <sup>th</sup> Floor, Baltimore, MD 21201.	U.S. District Court, D. MD	Open
<u>LA Weight Loss Centers, Inc. v. Lexington Insurance Company</u>	Appeal from verdict in favor of Lexington Insurance on coverage relating to above EEOC action. Alec Kerr, Joann Lytle, McCarter & English, LLP, Mellon Bank Center, 1735 Market Street, Suite 700, for appellant, LA Weight Loss. Warren Voter, Sweeney & Sheehan, P.C., 1515 Market Street, 19 <sup>th</sup> Floor, Philadelphia, PA 19102.	Cm Pls Ct, Philadelphia Cnty, PA	Open
<u>Kelly Packaging v. Pure Weight Loss, Inc., Civ. Action No. 07-26645:</u>	Contract claim. Vendor claim for \$38,732.40 in unpaid bills for custom-printed novelty bags. Plaintiff's attorney: Jeffrey Rudnick, Weir & Partners LLP, The Widener Building, Suite 500, 1339 Chestnut Street, Philadelphia, PA 19107.	Cm Pls Ct., Montgomery Cnty, PA	Open

<u>Casey v. LA Weight Loss Centers, Inc., et al: Docket No. BUR-L-815-07:</u>	Personal injury/ Products liability. Plaintiff claims mouth injury from foreign object in LA Lite bar. Manufacturer, Edner of Nevada, added by Third Party Complaint for indemnification/contribution. Plaintiff's counsel: Martin Pappaterra, Pelletieri, Rabstein and Altman, Tarnsfield Plaza, Suite 6, 790 Woodlane Road, Mount Holly, New Jersey 08060. Defense counsel, Stephen Schrier, Obermayer, Rebmann, Maxwell & Hippel, 20 Brace Road, Suite 300, Cherry Hill, NJ 08034.	Super Ct. New Jersey, Burlington Cnty	Open
<u>Testino v. LA Weight Loss Centers, Inc, et al: Docket No. BER L-6281-07</u>	Personal injury/products liability. Plaintiff claims mouth injury from screw in nutritional bar. Manufacturer, Edner of Nevada named as co-defendant. Plaintiff's counsel Charles P. Ingenito, Festa & Ingenito, LLC, 356 Lafayette Avenue, Hawthorne, New Jersey 07506. Defense counsel, Stephen Schrier, Obermayer, Rebmann, Maxwell & Hippel, LLC, 20 Brace Road, Suite 300, Cherry Hill, NJ 08034.	Super Ct. New Jersey, Bergen Cnty	Open
<u>Rodriguez v. LA Weight Loss Centers, Inc., et al: Docket No. OCN-L-436-06</u>	Personal injury/negligence. Plaintiff alleges injury from collapsing ceiling while at company center. Various landlord, property manager and contractor co-defendants. Plaintiff's counsel, Edward Ahearn, Ansell Zaro Grimm & Aaron, P.C., 1500 Lawrence Avenue CN 7807, Ocean, New Jersey 07712. Defense counsel, Wendy Kirby, Marshall, Dennehy, Warner, Coleman & Goggin, 200 Lake Drive East, Suite 300, Cherry Hill, New Jersey 08002.	Super Ct. New Jersey, Ocean Cnty	Open
<u>Wahlstrom Group LLC v. LA Weight</u>	Contract claim. Unpaid bills for Yellow Pages listing. Writ only filed to-date. Plaintiff's attorney: Joseph Blum, Frey	Cm Pls Ct. Montgomery Cnty,	Open

<u>Loss Centers, Inc.</u> , Civ. Action No. 07-29620.	Petrakis Deeb Blum & Briggs, 1601 Market Street, Suite 2600, Philadelphia, PA 19103.	PA	
<u>O'Dwyer v. Pure Weight Loss Centers, Civ. Action No. 007-02727 1</u>	Disability discrimination claim under California law. Prospective client claims denied access to program because of exposure to Hepatitis "C". Plaintiff's counsel: Christine Hopkins, Law Offices of John F. Martin, P.C., 3100 Oak Road, Suite 230, P.O. Box 5331, Walnut Creek, CA 94596.	Super. Ct. Contra Costa Cnty, CA	Open
<u>Thomas v. LA Weight Loss Centers, Inc.</u> , et al, Case No. BC375840	Former employee wage and hour claim for unpaid overtime, wrongful termination and tort claims. Plaintiff's counsel: Karl Gerber, Danz & Gerber, 13418 Ventura Boulevard, Sherman Oaks, CA 91423 ; Defense counsel: Tracey Kennedy, Sheppard Mullin Richter & Hampton LLP, 333 South Hope Street, 48 <sup>th</sup> Floor, Los Angeles, CA 90071.	Super Ct., Los Angeles Cnty, CA,, removed to federal court.	Open
<u>Gibson v. LA Weight Loss Centers, Inc.</u> , et al, Class action, Case No. 07CV088	Tennessee client of franchisee claiming deceptive sales practices. Pure Weight Loss improperly named in the action and seeking dismissal. Plaintiffs' counsel: Richard Talley, P. Richard Talley & Associates, Dandridge, Tennessee, Gary Mason, The Mason Law Firm, LLP Washington D.C., Everette Doffemyre, Doffemyre Shields, Canfield Knowles & Devine, LLC, Atlanta, Georgia, Joe Whatley, Whatley, Drake & Kallas LLC, Birmingham, AL 35203; Defense Counsel, Bill Walton, Miller & Martin PLLC, Nashville, Tennessee.	General Sessions Court, Hamblen Cnty, Tennessee,	Open
<u>Kokwal v. Doppel d/b/a LA Weight</u>	Complaint for damages to leased property in Indiana. Plaintiff's attorney: Dennis J. Stilger, Louisville, KY;	Jefferson Circuit Ct, Jefferson Cny, IN	Open

<u>Loss Centers,</u> Case No. 07C108882,	Defense counsel: Bill Smith, Kightlinger & Gray, New Albany, Indiana.		
<u>1-800 Adept, Inc.</u> <u>v. Enterprise</u> <u>Rent-A-Car et al,</u> Civil Action No. 5:07cv57	Patent infringement case relating to call outing technology. Having won a suit for infringement against Targus Information Corp and others in Florida, 1-800 Adept proceeded to sue users of the Targus routing system. Targus is indemnifying and defending the defendants. Plaintiff's counsel: Nicholas Patton, Patton, Tidwell & Schroeder, LLP, 4605 Texas Boulevard, P.O. Box 5398, Texarcana, TX, 75505. Defense counsel: Donald E. Knebel, Todd G. Vare, Jeff M. Barron, Barnes & Thornburg LLP, 11 South Meridian Street Indianapolis, IN. 46204.	U.S. Dist. Ct., E.D. TX,	Open
<u>Gen3 Marketing,</u> <u>LLC v. Pure</u> <u>Weight Loss, Inc.,</u> Civil Action No. 07-31438	Breach of contract. Plaintiff's counsel: Anthony Tabasso, Klehr, Harrison, Harvey, Branzburg & Ellers LLP, 260 S. Broad Street, Philadelphia, PA 19102.	Cm. Pls. Ct., Montgomery Cnty., PA	Open

<u>WKYC-TV, Inc. v. LA Weight Loss Centers, Inc., et al</u> , Case No. CV07644865.	Breach of contract. Plaintiff's counsel: Michael Hazelwood, Hazelwood & Kasle, 1310 Ohio Savings Plaza, 1801 East Ninth Street, Cleveland, OH 44114.	Cm Pls. Ct., Cuyahoga Cnty, OH,	Open
<u>Folsom v. NFL Lites et al</u> , Case No. 16-2005-CA-304-MA. Class action.	Violation of state consumer protection laws. Amending complaint to add Pure Weight Loss. Plaintiff's attorney: William E. Cooper, George E. Ridge, Richard Lantinberg, Cooper, Ridge & Lantinberg, 136 East Bay Street, Suite 301, Jacksonville, Florida 32202.	Cir. Ct. Fourth Judicial Distr., Duval Cnty. Florida	Open
<u>Diet Success Corp. v. LA Weight Loss Franchise Company, et al.</u> , Court File No. 07-CL-7325.	Claims by Canadian franchisee for violations of franchise disclosure law. Plaintiff's counsel: Paul Bates, Bates Barristers, 34 King Street East, 12 <sup>th</sup> Floor, Toronto, ON M5C 2X8.	Super. Ct of justice, Commercial List, Ontario, Canada	Open
<u>Schur v. LA Weight Loss Centers, Inc., et al</u> , Civil Action No. 05-353-WDS	Wrongful death/negligence action, now on plaintiff's appeal from summary judgment in favor of LA Weight Loss. Plaintiff/Appellant's counsel: Eric J. Carlson, #90 Professional Park, P.O. Box 527, Edwardsville, IL 62025; Defense counsel: Pamela M. Triplett, Law Offices of Donald B. Balfour, 390 S. Woods Mill Road, Suite 270, Chesterfield, MO 63017.	U.S. Dist. Ct., S.D. Ill	Open
<u>Randall House Properties DBA Inc., v. LA Weight Loss Centers,</u>	Landlord action, forcible entry detainer, property located at 28873 Lorain Road, North Olmsted, Ohio; Plaintiff's counsel: Tim Grendell, 6640 Harris Road, Broadview Heights, OH 44147.	Rocky River Municipal Court, Rocky River, Ohio	Open

<u>Inc.</u> , Case No. 08 CVG 0016:			
<u>S. Butler Clark,</u> <u>Ltd. V. Coastal</u> <u>Lites, LLC et al,</u> Case No. 2007- CC-6618, Div. V:	Landlord action, eviction and damages, property located at 3916 SW Archer Road, Gainesville, Florida. Plaintiff's counsel: John G. Stinson, P.O. Box 23109, One SE First Avenue, Gainesville, Florida 32601.	Cnty Ct. of Florida, Alachua Cnty	Open
<u>Ronald Marazzo</u> <u>v. LA Weight Loss</u> <u>Centers, Inc.,</u> Case No. 107CV101808:	Landlord action, unlawful detainer, property located at 225 San Antonio Road, Unit #2, Mountain View, CA. Plaintiff's counsel: Marcia E. Gerston, McGrane Greenfield LLP, 40 South Market Street, 7 <sup>th</sup> Floor, San Jose, California 95113.	Super Ct. California, Santa Clara	Open
<u>Carlmont Village</u> <u>Shopping Center,</u> <u>LP v. LA Weight</u> <u>Loss Centers,</u> <u>Inc., Case #</u> <u>CLJ196154:</u>	Landlord action, unlawful detainer, property located at Carlmont Village Shopping Center, 1049 Alameda de las Pulgas, Belmont, California 94002. Plaintiff's counsel: Fred R. Brinkop, Branson, Brinkop, Griffith & Strong, 643 Bair Island Road, Suite 400, Redwood City, California 94063.	Super. Ct. California, San Mateo	Open
<u>F-Mac Ross</u> <u>Plaza, LLC v. LA</u> <u>Weight Loss</u> <u>Centers, Inc.,</u>	Landlord action, unlawful detainer, property located at 14339 NE20th Street, Suite B, Bellevue, Washington 98007. Plaintiff's counsel: Evan L. Loeffler, Law Offices of Evan L. Loeffler PLLC, 2033 Sixth Avenue, Suite 1040, Seattle, Washington 98121.	Super. Ct., King Cnty, Washington	Open
<u>Frankford</u> <u>Crossing</u> <u>Shopping Center,</u> <u>Dallas TX, L.P. v.</u> <u>Pure Weight Loss,</u>	Landlord action, breach of lease. Plaintiff's counsel: Phillip Conley, Conley Rosenberg & Brenneise LLP, 5080 Spectrum Dive, Suite 850 E Addison, TX 75001.	Dist. Ct., 296 Judicial Circuit, Collin Cnty, TX	Open

<u>Inc., Cause No.</u> 296-04375-07			
<u>Beverley Williams</u> <u>v. LA Weight Loss</u> <u>Centers, Inc.,</u> EEOC Charge No. 520-2007-03462	EEO claims, race and retaliation. Charging Party pro se, Beverley Williams, 235 Mayflower Avenue, New Rochelle, New York, 10801.	U.S. Equal Employment Opportunity Commission, New York District Office	Open
<u>Ellen St. James v.</u> <u>LA Weight Loss</u> <u>Centers, Inc.,</u> EEOC Charge No. 440-2007-00708	EEO claims, age discrimination. Charging party pro se; Ellen St. James, 18130 South 66 <sup>th</sup> Court, #303, Tinely Park, IL 60477.	U.S. Equal Employment Opportunity Commission, Chicago District Office-440	Open
<u>Gianpaolo Dato v.</u> <u>LA Weight Loss</u> <u>Centers, Inc.,</u> EEOC Charge No. 520-2007-01046C.	EEO claims, sex, retaliation. Charging party pro se; Gianpaolo Dato, 6 Robin Lane, Kings Park, New York 11754.	U.S. Equal Employment Opportunity Commission, Baltimore Field Office	Open
<u>Jennifer O'Reilly</u> <u>v. LA Weight Loss</u> <u>Centers, Inc.,</u> EEOC Charge No. 520-2007-01508.	EEO claims, unclear. Charging party pro se: Jennifer O'Reilly, 55-07 Van Horn Street, Elmhurst, New York 11373.	U.S. Equal Employment Opportunity Commission, New York District Office,	Open
<u>Kari Saunders v.</u> <u>LA Weight Loss</u> <u>Centers, Inc.,</u> EEOC Charge No. 531-2007-02239.	EEO claims, race, sex. Charging party pro se: Kari Saunders, 10706 Heather Glen Way, Bowie, MD 20720.	U.S. Equal Employment Opportunity Commission, Baltimore Field Office,	Open
<u>Lydia Harris v. LA</u>	EEO claims, sexual harassment, retaliation, constructive	Pennsylvania Human	Open



<u>Weight Loss Centers, Inc., et al.</u> , PHRC Case No. 200607853, EEOC No. 17F200762305	discharge. Complainant's counsel: Stephen G. Console, Console Law Offices LLC, 1525 Locust Street, Ninth Floor, Philadelphia, PA 19102.	Relations Commission	
<u>Lorraine Ferkh v. LA Weight Loss Centers, Inc., et al.</u> , PHRC Case No. 200607851, EEOC No. 17F200762304	EEO claims, sexual harassment, retaliation, constructive discharge. Complainant's counsel: Stephen G. Console, Console Law Offices LLC, 1525 Locust Street, Ninth Floor, Philadelphia, PA 19102.	Pennsylvania Human Relations Commission,	Open
<u>Jacqueline Salcedo v. LA Weight Loss/Pure Weight Loss,</u>	Wage and hour claim, alleged failure to provide rest periods. Claimant pro se: Jacqueline Salcedo Div. of Labor Standards 28 Civic Center Plaza, Room 625, Santa Ana, CA 92701:	State of California Department of Industrial Relations, Division of Labor Standards,	Open
<u>Stephanie Lee Faircloth v. LA Weight Loss,</u> Case No. E200708KO325-00-c.	EEO claim, sexual orientation. Claimant pro se: Stephanie Lee Faircloth, 1239 Florida Street, Long Beach, CA 90802.	State of California, Department of Fair Employment & Housing,	Open
Lebanon Plaza I, LLC v. LA Weight Loss Centers, Inc., Civil Action No. 2008-00042;	Landlord confession of judgment for unpaid rent and possession of premises at 1040 West Crestview Drive, Lebanon, PA; Plaintiff's counsel: Harry W. Fenton, 1601 Cornwall Road, Lebanon, PA 17042.	Cm. Pls. Ct., Lebanon Cnty, PA	Open
<u>The EGT Group, Inc. v. Pure</u>	Claim for unpaid invoices for printing services. Plaintiff's counsel: Frederick D. Elias, Elias & Elias, P.C., 5777	State of Michigan, Oakland Cnty Circuit	Open



<u>Weight Loss, Inc.,</u> <u>and Rain Skin</u> <u>Center LLC,</u> Case No. 08- 088313:	West Maple Road, Suite 120, West Bloomfield, MI 48322.	Ct., 6 <sup>th</sup> Judicial District,	
<u>Lang Naturals,</u> <u>Inc. v. Pure</u> <u>Weight Loss, Inc.,</u> Civil Action No. 07-6953.	Product vendor claim for unpaid invoices. Plaintiff's counsel: Robert Taylor, Partridge, Snow & Hahn LLP, 180 South Main Street, Providence, RI 02903.	State of Rhode Island, Super Ct., Providence Cnty	Open